

ORIGINAL

LYNCH, S.

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

IN RE: REFCO INC. SECURITIES
LITIGATION

MDL- 1902

MARC S. KIRSCHNER,
As Trustee of the Refco Litigation Trust,

Plaintiff,

v.

GRANT THORNTON LLP, MAYER
BROWN, ROWE & MAW, LLP; ERNST &
YOUNG U.S. LLP;
PRICEWATERHOUSECOOPERS LLP;
CREDIT SUISSE SECURITIES (USA) LLC
(f/k/a CREDIT SUISSE FIRST BOSTON
LLC); BANC OF AMERICA SECURITIES
LLC; DEUTSCHE BANK SECURITIES
INC.; PHILLIP R. BENNETT; SANTO C.
MAGGIO; ROBERT C. TROSTEN; TONE N.
GRANT; REFCO GROUP HOLDINGS, INC.;
LIBERTY CORNER CAPITAL
STRATEGIES, LLC; WILLIAM T. PIGOTT;
EMF FINANCIAL PRODUCTS, LLC; EMF
CORE FUND, LTD.; DELTA FLYER FUND,
LLC; ERIC M. FLANAGAN; INGRAM
MICRO, INC.; CIM VENTURES, INC.;
BECKENHAM TRADING CO. INC.;
ANDREW KRIEGER; COAST ASSET
MANAGEMENT, LLC (f/k/a COAST ASSET
MANAGEMENT LP); CS LAND
MANAGEMENT, LLC; and CHRISTOPHER
PETITT,

Defendants.

Case No. 07 Civ. 11604 (GEL)

NOTICE OF DISMISSAL WITH PREJUDICE

Plaintiff Marc S. Kirschner, as trustee for the Refco Litigation Trust, by and through his undersigned counsel, hereby dismisses this action with prejudice pursuant to FED. R. CIV. P. 41(a)(1)(A)(i) against defendants Coast Asset Management, LLC, CS Land Management, LLC, and Christopher Petitt, with each party to bear its own fees and costs.

Dated: February 22, 2008

Respectfully submitted,

By: *Richard I. Werder, Jr.*
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*Attorneys for Plaintiff Marc S. Kirschner as Trustee
of the Refco Litigation Trust*

SO ORDERED:
Andrew G. Z...
U.S.D.J.
2/27/08

CERTIFICATE OF SERVICE

I, Nicholas J. Calamari, an attorney, hereby certify that on February 22, 2008, I caused a true and correct copy of the **NOTICE OF DISMISSAL WITH PREJUDICE** to be served via electronic mail upon all counsel listed on the attached service list in the above-referenced litigation.

Dated: February 22, 2008
New York, New York

By: 

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